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Signature Angela M. Weinstock Date April 24, 2001
Angela M. Weinstock

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

LIN et al.

Group Art Unit: 2152

Application No.: 09/760,614

Examiner: Not yet assigned

Filed: January 16, 2001

Attorney Docket: 2008.004

Customer #023907

For: MULTILAYER LOSSLESS DATA COMPRESSION ACROSS A NETWORK

PETITION UNDER 37 C.F.R § 1.182

Commissioner of Patents and Trademarks
Washington, DC 20231

Sir:

In response to the allegation in the March 3, 2001 Notice to File Missing Parts that page 1 of the Specification appears to have been omitted, Applicants petition the Commissioner that page 1 was in fact deposited in the U.S. Patent and Trademark Office with the nonprovisional application papers and that the original filing date is proper for all papers as discussed below.

The March 3, 2001 Notice to File Missing Parts alleges that page 1 of the Specification appears to have been omitted. Applicants respectfully disagree. Applicants assert that page 1 was in fact deposited in the U.S. Patent and Trademark Office with the nonprovisional application papers. A copy of page 1 with the heading "MULTILAYER LOSSLESS DATA COMPRESSION ACROSS A NETWORK", a copy of the Notice to File Missing Parts, the \$130 petition fee, and a copy of the return postcard as evidence are enclosed herewith.



According to MPEP §503, "A postcard receipt which itemizes and properly identifies the papers which are being filed serves as prima facie evidence of receipt in the PTO of all the items listed thereon on the date stamped thereon by the PTO." A copy of the return postcard filed with the above-identified application and stamped January 16, 2001 by the U.S. Patent and Trademark Office is attached to this Petition. The postcard itemizes all parts of the application and identifies the 11 pages of Specification. Therefore, the postcard receipt itemizes and properly identifies the papers that were filed. Accordingly, the postcard serves as prima facie evidence of receipt in the U.S. Patent and Trademark Office of all the items listed thereon, including page 1, on the date stamped thereon by the U.S. Patent and Trademark Office.

Thus, page 1 was in fact deposited in the U.S. Patent and Trademark Office with the nonprovisional application papers and the application should be accorded a filing date of January 16, 2001. Furthermore, Applicants request refund of the petition fee because the items were in fact received by the U.S. Patent and Trademark Office.

Applicants note that a Response to the Notice to File Missing parts will be filed at a later date with any appropriate extension fees, if necessary. Should the Examiner have any further questions or comments, the Examiner is requested to contact Applicants' representative at the telephone number listed below.

The Commissioner is hereby authorized to deduct any additional fees arising as a result of this or any other communication from or to credit any overpayments to Deposit Account No. 14-1080.

Respectfully submitted,

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Dated: April 24, 2001

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